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MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC SERVICE COMMISSION HELD IN ITS OFFICES ON JANUARY 11, 2010

Commission Chairman Orjiakor N. Isiogu called the meeting to order at 10:02 a.m.
Executive Secretary Mary Jo Kunkle called the roll and declared there was a quorum.

PRESENT

Commission: Orjiakor N. Isiogu, Chairman
Monica Martinez, Commissioner
Greg R. White, Commissioner

Staff: Margaret Rost
Judy Palnau
Mary Jo Kunkle
Janet Schafer
Justin Miller
Ryan McAnany
Robin Ancona
Anne-Marie Clark
Carol Simon
Dolores Midkiff-Powell

Public: Jim Padgett, DTE Energy
B. K. Roberts, Consumers Energy
Kwafo Adarkwa, ITC Holdings Corp.
Marie Wayman, DTE Energy
Suzy Denison, MEGA
Bob Stewart, Verizon

- I. Commissioner Martinez moved to approve today's agenda, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The agenda was approved.

- II. Commissioner Martinez moved to approve the minutes of the Regular Commission Meeting of December 16, 2009 and of the Special Commission Meeting of December 28, 2009, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The minutes were approved.

III. ORDERS

A. COMMUNICATIONS

1. U-13758 AT&T MICHIGAN AND MCIMETRO ACCESS TRANSMISSION SERVICES, LLC
U-14795 AT&T MICHIGAN AND CMC TELECOM, INC.
U-15069 AT&T MICHIGAN AND SUPERIOR SPECTRUM TELEPHONE AND DATA, LLC
U-16143 PIGEON TELEPHONE COMPANY AND TELNET WORLDWIDE, INC.
(interconnection agreements and amendments)

Commissioner Martinez moved that the Commission adopt and issue order dated January 11, 2010 which requests Commission approval of interconnection agreements and amendments. The order before you approves the requests, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

2. U-16181 COMMISSION’S OWN MOTION
(show cause)

Commissioner Martinez moved that the Commission adopt and issue order dated January 11, 2010 which is an investigation commenced on the Commission’s own motion into allegations that Pine River Cable may be in violation of several sections of the Uniform Video Services Local Franchise Act, 2006 PA 480, MCL 484.3301 *et seq.* The order before you directs Pine Rive Cable to respond to the allegations by February 12, 2010 and to appear at a prehearing conference scheduled for 9:00 a.m. on March 9, 2010, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

3. U-16182 COMMISSION'S OWN MOTION
(show cause)

Commissioner Martinez moved that the Commission adopt and issue order dated January 11, 2010 which is an investigation commenced on the Commission's own motion into allegations that CableMax Communications may be in violation of several sections of the Uniform Video Services Local Franchise Act, 2006 PA 480, MCL 484.3301 *et seq.* The order before you directs CableMax Communications to respond to the allegations by February 12, 2010 and to appear at a prehearing conference scheduled for 10:00 a.m. on March 9, 2010, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

4. U-16183 COMMISSION'S OWN MOTION
(access charge reform)

Commissioner Martinez moved that the Commission adopt and issue order dated January 11, 2010 which is a proceeding commenced on the Commission's own motion to provide guidance and direction to telecommunications providers regarding the implementation of 2009 PA 182. The order before you provides for the submission of information that is required by the Commission to implement intrastate switched toll access services rate reform, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

B. ELECTRIC

1. U-14838-R THE DETROIT EDISON COMPANY
(choice incentive mechanism reconciliation)

Commissioner Martinez moved that the Commission adopt and issue order dated January 11, 2010 which involves an application filed by The Detroit Edison Company for reconciliation of its choice incentive mechanism for the period from January 1, 2008 to April 13, 2008. The order before you approves the application, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

2. U-15768 THE DETROIT EDISON COMPANY
(rate case)

Commissioner Martinez moved that the Commission adopt and issue order dated January 11, 2010 which is a general rate case proceeding filed by The Detroit Edison Company on January 26, 2009. Case No. U-15751 is an application to implement cost based rates for educational institutions. The order before you reduces the utility's current self-implemented retail rates by \$62,608,000 on an annual basis, which is an increase of \$217,392,000 over the level of rates authorized in the utility's most recently completed rate case, orders a refund of the excess monies (to be determined in a later proceeding) that were collected by the utility on and after July 26, 2009, establishes education tariffs and closes the docket in Case No. U-15751, and grants other forms of regulatory relief, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

3. U-16160 COMMISSION'S OWN MOTION
(electric utilities investigation)

Commissioner Martinez moved that the Commission adopt and issue order dated January 11, 2010 which requires regulated electric

utilities to file assessments of their ability to meet customers' expected electric requirements in 2010 and requests the utilities' affiliates, alternative electric suppliers, and other suppliers to file similar assessments, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

4. U-16186 COMMISSION'S OWN MOTION
(LED tariffs)

Commissioner Martinez moved that the Commission adopt and issue order dated January 11, 2010 which requires Alpena Power Company, Consumers Energy Company, Edison Sault Electric Company, Indiana Michigan Power Company, Northern States Power Company – Wisconsin, Upper Peninsula Power Company, Wisconsin Public Service Corporation, Wisconsin Electric Power Company, Cloverland Electric Cooperative, Great Lakes Energy Cooperative, Midwest Energy Cooperative, Ontonagon County Rural Electrification Association, Presque Isle Electric and Gas Co-op, Thumb Electric Cooperative, and Tri-County Electric Cooperative to file applications by February 10, 2010 in new dockets seeking *ex parte* approval of tariffs governing the provision of unmetered street lighting, area lighting, and traffic signal services based on emerging light-emitting diode technologies, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The order was adopted.

PRESS RELEASE ISSUED

IV. PUBLIC COMMENTS

There were no public comments.

Chairman Isiogu announced that the next regularly scheduled Commission Meeting will be held on January 25, 2010.

Chairman Isiogu requested a motion to adjourn today's meeting. Commissioner Martinez moved that the Commission adjourn, Commissioner White seconded.

Vote: Yeas – Isiogu, Martinez, White
Nays – None

The motion was approved.

The meeting adjourned at 10:13 a.m.

Mary Jo Kunkle
Executive Secretary